

United States Court of Appeals  
FOR THE EIGHTH CIRCUIT

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No. 97-2295

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Gene Allen Davenport,

Appellant,

v.

Orville L. Coady, District Judge for the  
State of Nebraska, Thayer County  
Courthouse; John Does; Arthur P.  
Burnes, Attorney; Joseph Murray,  
Attorney; Gary R. Young, Thayer  
County Sheriff; Nancy C. McLaughlin,  
Clerk of the District Court; Patrick  
Kenner, CEO, Thayer County Bank;  
Lloyd Vancleef, CEO, Citizens State  
Bank,

Appellees.

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Appeal from the United States  
District Court for the  
District of Nebraska

[UNPUBLISHED]

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Submitted: September 3, 1997  
Filed: September 25, 1997

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Before McMILLIAN, FAGG, and LOKEN, Circuit Judges.

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PER CURIAM.

Gene Allen Davenport appeals from a final order of the United States District Court<sup>1</sup> for the District of Nebraska, dismissing his complaint with prejudice for failing to comply with Federal Rule of Civil Procedure 8, and denying his motions for summary judgment and for default judgment. We have carefully reviewed the record and affirm on the basis of the district court's opinion. See 8th Cir. R. 47B. We deny his motion for judgment against two appellees.

A true copy.

Attest:

CLERK, U.S. COURT OF APPEALS, EIGHTH CIRCUIT.

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<sup>1</sup>The Honorable Richard G. Kopf, United States District Judge for the District of Nebraska, adopting the report and recommendation of the Honorable David L. Piester, United States Magistrate Judge for the District of Nebraska.